

**IDEA WRITTEN ADMINISTRATIVE COMPLAINT
NUMBER 09-029**

Name of the school system:

Metropolitan Nashville Public Schools

Description of the violation:

The 2009-2010 Individualized Education Program (IEP) specified fifteen hours per week for three hours per day of Special Education to be provided in a self-contained setting by a Special Education Teacher and ten hours per week for two hours per day to be provided in an inclusion regular education environment. Shortly after school started, the student was removed for one hour per day from the regular education environment to a Resource Setting without the benefit of an IEP meeting and the participation of the parent.

Description of the law or regulation determined to have been violated:

C.F.R. § 300.114 (a) (2) (i) (ii) Least Restrictive Environment
C.F.R. § 300. 322 (a) Parent Participation

Corrective measures purposed by the school system:

The District purposed to provide professional development to the appropriate staff on
C.F.R. § 300.114 (a) (2) (i) (ii) Least Restrictive Environment
C.F.R. § 300. 322 (a) Parent Participation

Final determination of the department:

The Division received documentation that professional development sessions were conducted for the administration and special education staff on December 18, 2009.